

MAR 10 2006

3731
TFCMail Stop Amendment
TRADEMARKS

TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

Total Number of Pages in This Submission:

4

Application Number	09/781,610
Filing Date	February 12, 2001
Confirmation Number	3883
Inventor(s)	DENYER et al.
Group Art Unit	3731
Examiner	Mendoza, M.

Attorney Docket No.

00-41 RCE

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form (submit in duplicate)	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> Issue fee Transmittal Form PTOL-85(b) + (c) and cover sheet
<input type="checkbox"/> Fee Attached \$ _____	<input type="checkbox"/> Cover Sheet	<input type="checkbox"/> After Allowance Communication to Group
Check No.: _____	<input type="checkbox"/> Drawing Change Authorization Request and Amended Figure(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Request for Return of PTO-1449 Forms	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to the Commissioner	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits / Declaration(s)	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Status Request Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Address	<input type="checkbox"/> Small Entity Statement
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer(s)	<input type="checkbox"/> Request for Refund
<input checked="" type="checkbox"/> Form PTO-1449	<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Response to Missing Parts / Incomplete Application
<input type="checkbox"/> Cited References	<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/> Response to File Corrected Application Papers
<input type="checkbox"/> Search report		
<input type="checkbox"/> Drawing(s): Number of Pages _____	<input type="checkbox"/> Other Enclosure(s): _____	
Number of Figs. _____ and cover sheet		
<input type="checkbox"/> Formal		
<input type="checkbox"/> Informal		

Current Due Date: None

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENTIndividual and Company Timothy Nathan, Reg. No. 44,256
RESPIRONICS, Inc., 1010 Murry Ridge Lane, Murrysville PA, 15668

Signature

Date

March 8, 2006

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all enclosures are being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450 on this date: March 8, 2006.

Typed Name Timothy Nathan, Reg. No. 44,256

Signature

Date

March 8, 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Inventor : DENYER et al.
Appln. No. : 09/781,610
Conf. No.: : 3883
Filed: : February 12, 2001
Title: : CONTROLLING DRUG DELIVERY APPARATUS
Group Art Unit : 3731
Examiner : Mendoza, M.
Docket No. : 00-41 RCE

* * * *

March 8, 2006

INFORMATION DISCLOSURE STATEMENT

Hon. Commissioner of Patents
and Trademarks
Alexandria, VA 22313-1450

Sir:

Attached is a Form PTO-1449 listing the enclosed documents.

Should a final Rejection or Notice of Allowance have been issued on the same day as or before the filing date of this Information Disclosure Statement, please consider this a Petition under Rule 97(d) (ii), charge the petition fee to our Deposit Account No. 05-0558 and proceed to consider this Information Disclosure Statement under Rule 97(d).

In compliance with 37 C.F.R. § 1.98, Applicant is not required to provide a copy of any U.S. Patent or U.S. Patent Application publication listed in the accompanying form PTO-

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on March 8, 2006 with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Timothy Nathan, Reg. No. 44,256

1449. However, Applicant will make available to the Examiner a copy of any document listed in the attached PTO-1449 form not otherwise available.

In accordance with 37 C.F.R § 1.97 (g) and (h), filing of this Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56(b) exists.

This Information Disclosure Statement is intended to be in full compliance with the rules, but should the Examiner find any part of its required content to have been omitted, prompt notice to that effect is earnestly solicited, along with additional time under Rule 97(f), to enable Applicant to comply fully.

Consideration of the foregoing and enclosures plus the return of a copy of the herewith Form PTO-1449 with the Examiner's initials in the left column per M.P.E.P. § 609 along with an early action on the merits of this application are earnestly solicited.

Respectfully submitted,

By 
Timothy Nathan
Reg. No.: 44,256
Tel. No.: (724) 387-4435

Respironics, Inc.
1010 Murry Ridge Lane
Murrysville, PA 15668-8525

PTO/SB/08 Form (RESPIRONICS Version)					
		MAR 10 2006 U.S. PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT			
Date	March 8, 2006		Examiner:	Mendoza, M.	
Sheet	1	of	1	Attorney Docket No:	00-41 RCE
				Application No.	09/781,610
				Filing Date	February 12, 2001
				Inventor	DENYER et al.
				Confirmation No.	3883
				Group Art Unit	3731

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature	Date Considered	
-----------------------	--------------------	--

EXAMINER: Initial if citation is considered, whether or not citation is in conformance with MPEP § 609. Draw a line through the citation if not in conformance and not considered. Per MPEP § 609, include a copy of this form with the next communication to the Applicant.